

	Absent.
Grinnan.	Patterson.
Lewis.	Stone.
Linn.	Yantis.
Odell.	

Absent—Excused.

McGee.

Senator Gough called up from the table House bill No. 323 (industrial school bill), action being on passage to a third reading.

Senator Lloyd moved to adjourn until 10 a. m. tomorrow.

Adjourned by the following vote:

Yeas—15.

Davidson.	Patterson.
Dibrell.	Potter.
Greer.	Ross.
Hanger.	Stafford.
Kerr.	Terrell.
Lloyd.	Turney.
Morriss.	Yett.
Neal.	

Nays—10.

Atlee.	James.
Burns.	Johnson.
Goss.	Miller.
Gough.	Sebastian.
Grinnan.	Wayland.

Absent.

Lewis.	Stone.
Linn.	Yantis.
Odell.	

Absent—Excused.

McGee.

EIGHTY-FOURTH DAY.

Senate Chamber,
Austin, Texas, Friday, May 12, 1899.

Senate met pursuant to adjournment.

Lieutenant-Governor Browning in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Atlee.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Patterson.
Greer.	Potter.
Grinnan.	Ross.
Hanger.	Sebastian.
James.	Stafford.
Johnson.	Terrell.
Kerr.	Turney.
Lloyd.	Wayland.

Absent.

Burns.	Lewis.
Gough.	Linn.

Odell.	Yantis.
Stone.	Yett.

Absent—Excused.

McGee.

Prayer by the Chaplin, Rev. Dr. Denison.

Pending the reading of the Journal of yesterday,

On motion of Senator Kerr, the same was dispensed with.

EXCUSED.

On motion of Senator Goss, Committee Clerk Bullock was excused for yesterday and the remainder of this week, on account of sickness in his family.

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 78, being a bill to be entitled "An Act to validate Patent No. 146, Volume 15, issued to A. J. Gray to 426 acres of land in Comanche county, Texas."

And find the same correctly enrolled, and have this day, at 4 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 334, being a bill to be entitled "An Act to authorize the St. Louis Southwestern Railroad Company of Texas to purchase, own and operate a railway extending from a point in or near the town of Tyler, in Smith county, to a point in or near the town of Lufkin, in Angelina county, with its franchises and appurtenances, known as the Tyler Southeastern Railway, and to authorize the Tyler Southeastern Railroad Company and the owners thereof to sell the same, and to authorize the St. Louis Southwestern Railway Company of Texas to assume the payment of the indebtedness of the Tyler Southeastern Railway Company, and to own and operate the property so purchased."

And find the same correctly enrolled, and have this day, at 4 p. m., presented

the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Substitute Senate bill No. 162, being a bill to be entitled "An Act to define white-capping and fixing a punishment therefor,"

And find the same correctly enrolled, and have this day, at 4 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 103, being a bill to be entitled "An Act to prescribe the parties to and venue of suits against railroad corporations and assignees, trustees and receivers operating any railway over whose transportation lines or parts thereof any freight, baggage or other property has been carried during transportation,"

And find the same correctly enrolled, and have this day, at 4 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 68, being a bill to be entitled "An Act to promote agriculture and stock-raising, and to prohibit the hunting with fire-arms or dogs upon the enclosed and posted lands of another in all counties within this State not specially named as exempt from the provisions of this act, and to provide a penalty therefor,"

And find the same correctly enrolled, and have this day, at 4 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 8, being a bill to be entitled "An Act to amend Article 1333, of the Revised Civil Statutes of the State of Texas, adopted in 1895, relating to the submission of special issues to the jury,"

And find the same correctly enrolled, and have this day, at 4 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled Bills have carefully examined and compared

Senate bill No. 306, being a bill to be entitled "An Act to authorize the Gulf, Beaumont & Kansas City Railway Company to purchase, own and operate the railroad, including all the property, property rights, franchises and appurtenances of the Gulf, Beaumont & Great Northern Railway Company, now existing or that may hereafter be built or acquired by the Gulf, Beaumont & Great Northern Railway Company, and to authorize the Gulf, Beaumont & Kansas City Railway Company, in the name of the Gulf, Beaumont & Great Northern Railway Company, to issue bonds and to secure the same by mortgage upon the railway property, property rights and franchises of the Gulf, Beaumont & Great Northern Railway Company under orders of the Railroad Commission of Texas, and to enable the said corporation, the Gulf, Beaumont & Great Northern Railway Company to construct this proposed line of railway as provided in its charter, and for said purposes to raise money through the issuance of stock and bonds under the direction of the Railroad Commission,"

And find the same correctly enrolled, and have this day, at 4 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Enrolled

Bills have carefully examined and compared

Senate bill No. 144, being a bill to be entitled "An Act to authorize the Texas & New Orleans Railroad Company to own and operate, or to amend its charter or articles of incorporation so as to authorize it to own and operate a railroad connection between the railroad known as the Sabine & East Texas Railway and the railroad known as the Texas Trunk Railroad, and to construct such railroad as may be requisite for the purpose of making such railroad connection; to confirm the purchase by the Texas & New Orleans Railroad Company of said railroad known as the Sabine & East Texas Railway, its franchises and appurtenances, and to authorize said railroad company to own and operate the same; to authorize said Texas & New Orleans Railroad Company to purchase, own and operate the railroad known as the Texas Trunk Railroad with its franchises and appurtenances, and the railroad known as the Louisiana Western Extension Railroad, with its franchises and appurtenances; to authorize the owners of each of said railroads to sell the same, with its franchises and appurtenances, to the said Texas & New Orleans Railroad Company; to prescribe the conditions upon which such sale shall be valid; to authorize the Texas & New Orleans Railroad Company to issue additional mortgage bonds to the amount of the value as the same is or may be fixed by the Railroad Commission of Texas of such of said railroads, and their respective franchises and appurtenances, as may have been so purchased by it, and to the amount of the value, as the same may be so fixed, of the railroad to be constructed as aforesaid, connecting the Sabine & East Texas Railway with the Texas Trunk Railroad, and to regulate the reports of such properties and the operation thereof,"

And find the same correctly enrolled, and have this day, at 4 p. m., presented the same to the Governor for his approval.

GRINNAN, Chairman.

Committee Room,
Austin, Texas, May 11, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 299, being a bill to be entitled "An Act to amend Articles 3885, 3886 and 3887, of Chapter 5, Title LXXXVI, of the Revised Statutes of Texas, relating to the normal school for colored teachers at Prairie View,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

ATLEE, Chairman.

MAJORITY REPORT.

Committee Room,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Penitentiaries, to whom was referred

House bill No. 355, being a bill to be entitled "An Act to amend Article 3655, Chapter 1, Title LXXIX, Revised Civil Statutes of the State of Texas, relating to the contracting, hiring or leasing of State convicts by the Board of Commissioners of the Penitentiaries to owners, lessees, managers or receivers of coal mines or collieries,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do not pass*.

LLOYD, Acting Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: We, a minority of your Committee on Penitentiaries, to whom was referred

House bill No. 355, being a bill to be entitled "An Act to amend Article 3655, Chapter 1, Title LXXIX, Revised Civil Statutes of the State of Texas, relating to the contracting, hiring or leasing of State convicts by the Board of Commissioners of the Penitentiaries to owners, lessees, managers or receivers of coal mines or collieries,"

Have had the same under consideration, and not being able to agree with the majority, beg leave to recommend that the bill *do pass* with the following amendment:

"Amend Section 1 of the bill by adding the following, 'provided, said Board of Commissioners can hire or lease as profitably said convicts for the purpose of working on farms, public roads or highways.'"

WAYLAND.

Committee Room,
Austin, Texas, May 10, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed

Bills have carefully examined and compared

Senate bill No. 349, being a bill to be entitled "An Act to authorize, enable and permit School District No. 14, of the county of Jefferson and State of Texas, to incorporate as an independent school district for free school purposes only, to be known as the Port Arthur Independent School District, with all the powers, rights and duties of independent school districts formed by incorporation of towns and villages for free school purposes only,"

And find the same correctly engrossed.
JAMES, Chairman.

BILLS AND RESOLUTIONS.

By Senators Patterson and Dibrell:

Senate bill No. 356, A bill to be entitled "An Act to provide for the erection of monuments, in the State Cemetery of Texas, at Austin, to the memory of Sam Houston and Albert Sidney Johnston, patriots, and making an appropriation therefor."

Read first time, and referred to Committee on Finance.

By Senator Miller:

Senate bill No. 357, A bill to be entitled "An Act to amend Article 3433, of the Revised Statutes of the State of Texas of 1895, relating to the organization of the militia."

Read first time, and referred to Committee on Towns and City Corporations.

By Senator Patterson:

Whereas, the present session of the Legislature has been in progress for a long period; and

Whereas, the business necessary to be transacted is nearly finished; be it

Resolved, by the Senate, the House of Representatives concurring, that the Twenty-sixth Legislature do adjourn sine die 12 m. on Tuesday, the 23rd day of May, 1899.

The resolution was read a second time, and adopted.

Call concluded.

HOUSE MESSAGE.

The following message was received from the House:

Hall of the House of Representatives,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

I am directed by the House to inform the Senate of the passage of the following bills:

Senate bill No. 284, A bill to be entitled "An Act to amend Article 1880, Chapter 4, Title XXXIX, of the Revised Civil

Statutes of Texas," adopted by the Twenty-fourth Legislature of the State of Texas.

Also Senate bill No. 5, A bill to be entitled "An Act to amend Chapter 4, Title VII, of the Code of Criminal Procedure of the State of Texas, by adding thereto Article 525a, providing for the issuance of process for witnesses residing in the county before the meeting of the district court, to testify before the grand jury," with amendments.

Also House Joint Resolution No. 35, amending Article 8, of the Constitution of the State of Texas, by adding thereto Section 20, providing for the organization of irrigation districts, and for the levying and collection of a tax for the construction of reservoirs, dams and canals.

Also Senate Concurrent Resolution No. 20, setting forth the fact that the State of Texas has a valid claim against the United States government.

Also the House grants the request of the Senate, and herewith returns Substitute Senate bill No. 65, temporarily.

Also the Free Conference Committee report on Senate bill No. 175 was adopted.

Also the House concurs in Senate amendments to House bill No. 334.

Respectfully,

MARK LOGAN,

Acting Chief Clerk House of Representatives.

IN SENATE.

The above reported House Joint Resolution No. 35 was read a second time, and referred to the Committee on Constitutional Amendments.

BILLS SIGNED.

The Chair gave notice of signing, and did sign in the presence of the Senate, after their captions had been read,

House bill No. 538, "An Act to amend an act entitled 'An Act to incorporate the city of Waco, and to define its boundaries and powers,' approved February 19, 1889."

House bill No. 719, "An Act to amend Articles 2941, 2945, 2946, 2948 and 2949, Title LIV, of the Revised Statutes of Texas, and to repeal Articles 2942, 2943, 2944, 2947 and 2950, Title LIV, of the Revised Statutes of the State of Texas, so as to place the House of Correction and Reformatory under the management and control of the Governor and Board of Penitentiary Commissioners of the State of Texas; to repeal all laws and parts of laws in conflict with the provisions of this act; and declaring an emergency."

House bill No. 808, "An Act to amend

Section 1 of 'An Act granting permission to B. F. Gohlson and J. W. Benson, or their assigns, to bring suit against the State of Texas in the district court of Lampasas county, to ascertain the amount, if any, due them for services rendered the State of Texas as rangers or soldiers,' passed on the 13th day of March, 1899, and became a law on the 24th day of March, 1899."

Senate bill No. 268, "An Act to amend Sections two (2), six (6), ten (10), and fourteen (14), of the Special Laws of the Twenty-fifth Legislature, entitled 'An Act to provide a charter for the city of Houston, Harris county, Texas,' and to add to said act Section forty-one A (41a), to provide for the extension of the corporate limits for purposes of improving Buffalo Bayou, and providing that the land embraced in said extension shall not be subject to taxation by said city."

Senate bill No. 125, "An Act to amend Article 617b, Chapter 12, Title XVIII, Revised Civil Statutes of Texas, relating to the abolishment of municipal corporations."

House bill No. 720, "An Act to amend Article 4002, Chapter 15, Title LXXXVI, of the Revised Civil Statutes, 1895, with reference to the collection of taxes in independent school districts incorporated for free school purposes only."

Also Substitute House bill Nos. 160, 501, 574, "An Act to carry into effect the amendment to the Constitution of the State of Texas, providing that aid may be granted to disabled and dependent Confederate soldiers, sailors and their widows, under certain conditions, and make an appropriation therefor."

SPECIAL ORDER.

The Chair laid before the Senate, on second reading.

House bill No. 447, A bill to be entitled "An Act to amend an act of the Twenty-fifth Legislature, approved March 20, 1897, entitled 'An Act to amend Article 867, Chapter 1, Title XXV, of the Revised Civil Statutes, relating to county finances,' action being on its passage to a third reading.

Pending action,

CALLED UP FOR CONCURRENCE.

Senator Morriss called up

Senate bill No. 5, A bill to be entitled "An Act to amend Chapter 4, Title VII, of the Code of Criminal Procedure of the State of Texas by adding thereto Article 525b, providing for the issuance of process for witnesses residing in the county before the meeting of the district court,

to testify before the grand jury," which had passed the House with amendments, and moved that the Senate concur in said amendments.

Concurred by the following vote:

Yeas—22.

Atlee.	Miller.
Burns.	Morriss.
Davidson.	Neal.
Dibrell.	Patterson.
Goss.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
James.	Stafford.
Johnson.	Terrell.
Kerr.	Turney.
Lloyd.	Wayland.

Absent.

Gough.	Odell.
Hanger.	Stone.
Lewis.	Yantis.
Linn.	Yett.

Absent—Excused.

McGee.

On motion of Senator Stafford the pending business (House bill No. 447,) was suspended to take up, on second reading.

Senate bill No. 150, A bill to be entitled "An Act to amend Article 549a, Title XIV, Chapter 1, of the Penal Code of the State of Texas of 1895, by adding Article 533 to said title and chapter.

The bill was read a second time, and ordered engrossed.

On motion of Senator Miller the pending business was suspended to take up, on second reading.

Senate bill No. 351, A bill to be entitled "An Act to amend Article 650, Title VIII, of the Code of Criminal Procedure of the State of Texas, relating to the summoning of jurors in special venire cases."

The bill was read a second time.

By Senator Miller:

"Amend Senate bill by adding thereto Section 2:

"Section 2. The near approach of the end of the session and the fact that there is now no adequate method for summoning special venires in the large counties, and the importance of the legislation, creates an emergency and imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this bill take effect from and after its passage, and it is so enacted."

Adopted.

The bill as amended was ordered engrossed.

On motion of Senator Miller, the constitutional rule requiring bills to be read

on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—24.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Patterson.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Turney.
Kerr.	Wayland.

Absent.

Lewis.	Stone.
Linn.	Yantis.
Odell.	Yett.

Absent—Excused.

McGee.

The bill was read a third time, and passed by the following vote:

Yeas—24.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Patterson.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Turney.
Kerr.	Wayland.

Absent.

Lewis.	Stone.
Linn.	Yantis.
Odell.	Yett.

Absent—Excused.

McGee.

On motion of Senator Turney the pending business (House bill No. 447) was suspended to take up, on second reading,

House bill No. 495, A bill to be entitled "An Act to validate and quiet titles to public free school, university and asylum lands sold prior to January 1, 1899; to provide for patents, and to prescribe limitation for bringing suits for the recovery of such land."

The bill was read a second time, and passed to a third reading.

On motion of Senator Turney, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—22.

Burns.	Lloyd.
Davidson.	Miller.
Dibrell.	Morriss.
Goss.	Neal.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Turney.
Kerr.	Wayland.

Nays—1.

Patterson.

Present—Not voting.

Atlee.

Absent.

Lewis.	Stone.
Linn.	Yantis.
Odell.	Yett.

Absent—Excused.

McGee.

The bill was read a third time, and passed.

On motion of Senator Johnson the pending business was suspended to take up, on third reading,

Senate bill No. 197, A bill to be entitled "An Act to appropriate \$15,000 (fifteen thousand dollars) to build and maintain an orphans' home for colored children at Corsicana, Texas, and for the purchase of one hundred acres of land; to provide for the appointment of a board of managers, superintendent and matron for said home, and to define their duties."

The bill was read a third time.

By Senator Davidson:

"Amend by striking out the enacting clause."

Lost by the following vote:

Yeas—9.

Atlee.	James.
Davidson.	Kerr.
Goss.	Potter.
Greer.	Turney.
Grinnan.	

Nays—12.

Burns.	Morriss.
Gough.	Neal.
Hanger.	Patterson.
Johnson.	Ross.
Lloyd.	Sebastian.
Miller.	Stafford.

Present—Not voting.

Wayland.

Absent.

Dibrell.	Stone.
Lewis.	Terrell.
Linn.	Yantis.
Odell.	Yett.

Absent—Excused.

McGee.

The bill was then passed.

RECOMMENDED.

On motion of Senator Turney

Senate bill No. 251, A bill to be entitled "An Act to abolish the unorganized counties of Winkler and Loving, and to incorporate their territory in the county of Ward; to provide for the payment of certain bonds held by the State against the said unorganized counties out of funds now on hand to their credit, and for the transfer and payment of balance of said funds to the proper officers of the said Ward county," was recommitted to the Committee on Counties and County Boundaries.

On motion of Senator Lloyd the pending business (House bill No. 447) was suspended to take up, on second reading,

Senate bill No. 330, A bill to be entitled "An Act to grant leave to G. W. Burkitt of Anderson county, Texas, to bring suit against the State to redeem from forfeiture and re-sale Section No. 58, Block "H," W. & N. W. R. R. Co. Survey of land, Abstract No. 852, in Hardeman county, Texas."

The bill was read a second time, with committee amendment.

Committee amendment adopted.

The bill as amended was ordered engrossed.

On motion of Senator Lloyd, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—21.

Burns.	Morriss.
Davidson.	Neal.
Goss.	Patterson.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Kerr.	Turney.
Lloyd.	Wayland.
Miller.	

Nays—1.

Atlee.

Absent.

Dibrell.	Odell.
Johnson.	Stone.
Lewis.	Yantis.
Linn.	Yett.

Absent—Excused.

McGee.

The bill was read a third time, and passed by the following vote:

Yeas—22.

Atlee.	Miller.
Burns.	Morriss.
Davidson.	Neal.
Goss.	Patterson.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Kerr.	Turney.
Lloyd.	Wayland.

Absent.

Dibrell.	Odell.
Johnson.	Stone.
Lewis.	Yantis.
Linn.	Yett.

Absent—Excused.

McGee.

On motion of Senator Sebastian the pending business was suspended to take up, on second reading,

Senate bill No. 335, A bill to be entitled "An Act to amend Article 1544, of Chapter 2, Title XXXII, of the Revised Civil Statutes of the State of Texas, of 1895, and to repeal all laws in conflict therewith."

The bill was read a second time, and passed to a third reading.

On motion of Senator Sebastian, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—21.

Atlee.	Miller.
Davidson.	Morriss.
Dibrell.	Patterson.
Goss.	Potter.
Gough.	Ross.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Terrell.
James.	Turney.
Kerr.	Wayland.
Lloyd.	

Present—Not voting.

Burns.

Absent.

Johnson.	Odell.
Lewis.	Stone.
Linn.	Yantis.
Neal.	Yett.

Absent—Excused.

McGee.

The bill was read a third time, and passed by the following vote:

Yeas—22.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Dibrell.	Patterson.
Goss.	Potter.
Gough.	Ross.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Terrell.
James.	Turney.
Kerr.	Wayland.

Absent.

Johnson.	Odell.
Lewis.	Stone.
Linn.	Yantis.
Neal.	Yett.

Absent—Excused.

McGee.

Senator Gough moved to suspend the pending business (House bill No. 447) to take up, on second reading,

House bill No. 323 (industrial school for girls).

Senator Patterson moved as a substitute that pending business be suspended to take up, on second reading,

Senate bill No. 118 (anti-free pass bill).

Lost by the following vote:

Yeas—9.

Greer.	Sebastian.
Grinnan.	Stafford.
Miller.	Terrell.
Patterson.	Turney.
Potter.	

Nays—12.

Atlee.	James.
Burns.	Kerr.
Davidson.	Lloyd.
Goss.	Morriss.
Gough.	Ross.
Hanger.	Wayland.

Absent.

Lewis.	Stone.
Linn.	Yantis.
Odell.	Yett.

Absent—Excused.

McGee.

Senator Gough's motion to take up House bill No. 323 (industrial school bill) then prevailed by the following vote:

Yeas—14.

Atlee.	Gough.
Burns.	James.
Dibrell.	Miller.
Goss.	Potter.

Ross.
Sebastian.
Stafford.

Terrell.
Turney.
Wayland.

Nays—7.

Davidson.	Kerr.
Greer.	Morriss.
Grinnan.	Patterson.
Hanger.	

Absent.

Lewis.	Stone.
Linn.	Yantis.
Neal.	Yett.
Odell.	

Absent—Excused.

McGee.

House bill No. 323 was then laid before the Senate, action being on Senator Gough's motion for the previous question on the passage of the bill to a third reading (see Journal of yesterday).

Senator Davidson moved a call of the Senate, which was ordered, the following Senators answering to their names:

Atlee.	Miller.
Burns.	Morriss.
Davidson.	Patterson.
Dibrell.	Potter.
Goss.	Ross.
Gough.	Sebastian.
Greer.	Stafford.
Grinnan.	Terrell.
Hanger.	Turney.
James.	Wayland.
Kerr.	

Absent.

Johnson.	Odell.
Lewis.	Stone.
Linn.	Yantis.
Lloyd.	Yett.
Neal.	

Absent—Excused.

McGee.

Senator Terrell moved to excuse the absentees.

Carried by the following vote:

Yeas—14.

Atlee.	Potter.
Burns.	Ross.
Dibrell.	Sebastian.
Goss.	Stafford.
Gough.	Terrell.
James.	Turney.
Miller.	Wayland.

Nays—7.

Davidson.	Kerr.
Greer.	Morriss.
Grinnan.	Patterson.
Hanger.	

Absent.
Johnson. Odell.
Lewis. Stone.
Linn. Yantis.
Lloyd. Yett.
Neal.

Absent—Excused.

McGee.

The previous question was then ordered.

The bill was then passed to a third reading by the following vote:

Yeas—16.

Atlee. Neal.
Burns. Potter.
Dibrell. Ross.
Goss. Sebastian.
Gough. Stafford.
James. Terrell.
Kerr. Turney.
Miller. Wayland.

Nays—6.

Davidson. Hanger.
Greer. Morriss.
Grinnan. Patterson.

Absent—Excused.

Lewis. Stone.
Linn. Yantis.
McGee. Yett.
Odell.

Senator Gough moved to reconsider the vote by which the bill was passed to a third reading, and to lay that motion on the table.

Carried by the following vote:

Yeas—16.

Atlee. Neal.
Burns. Potter.
Dibrell. Ross.
Goss. Sebastian.
Gough. Stafford.
James. Terrell.
Kerr. Turney.
Miller. Wayland.

Nays—6.

Davidson. Hanger.
Greer. Morriss.
Grinnan. Patterson.

Absent.

Johnson. Odell.
Lewis. Stone.
Linn. Yantis.
Lloyd. Yett.

Absent—Excused.

McGee.

"We vote against the industrial school bill because we have already shown an extravagance in expending the money of the people, and because it is wrong to

lay further burdens upon the people until we are better able.

"PATTERSON.
"DAVIDSON.
"GREER."

"MR. PRESIDENT: I vote 'no' on House bill No. 323 because I am opposed to educating white girls in Texas of the poorer classes to fit them for making servants to the aristocratic classes.

"MORRIS."

INVITATION.

At the direction of the Chair, the following was read:

ST. EDWARD'S COLLEGE,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, Lieutenant-Governor, Hon. J. S. Sherrill, Speaker of the House.

GENTLEMEN: The members of the Legislature are cordially invited to attend an entertainment to be given at St. Edward's College on the evening of Sunday, May 14, 1899, complimentary to the members of both Houses of the Twenty-sixth Legislature.

Respectfully,
REV. P. P. KLEIN,
President.

On motion of Senator Miller, the above invitation was accepted.

On motion of Senator Stafford, the pending business (House bill No. 447) was suspended to take up, on third reading,

Senate bill No. 292, A bill to be entitled "An Act to amend Article 4513, Title XCIV, Chapter 10, of the Revised Civil Statutes of 1895, relating to exemptions from the operation of the separate coach law of the State of Texas."

The bill was read a third time, and passed by the following vote:

Yeas—21.

Atlee. Miller.
Burns. Morriss.
Davidson. Neal.
Dibrell. Patterson.
Goss. Potter.
Gough. Sebastian.
Greer. Stafford.
Grinnan. Terrell.
Hanger. Turney.
James. Wayland.
Kerr.

Absent.

Johnson. Stone.
Lewis. Yantis.
Linn. Yett.
Odell.

Absent—Excused.

McGee.

Senator Patterson moved to suspend pending business to take up

Senate bill No. 118 (anti-free pass bill).

Lost by the following vote:

Yeas—9.

Dibrell.	Patterson.
Greer.	Potter.
James.	Terrell.
Lloyd.	Turney.
Miller.	

Nays—12.

Atlee.	Johnson.
Burns.	Kerr.
Davidson.	Morriss.
Goss.	Neal.
Gough.	Stafford.
Hanger.	Wayland.

Absent.

Grinnan.	Sebastian.
Lewis.	Stone.
Linn.	Yantis.
Odell.	Yett.
Ross.	

Absent—Excused.

McGee.

The Senate then resumed consideration of pending business.

By Senator Atlee:

"On page 2, add to Section 1 the following, 'provided further, that no deposit of county funds in any bank or in any county shall be withdrawn, in whole or in part, except upon the order of the county treasurer with the county warrant or warrants attached thereto which such order is intended to pay.'"

Adopted.

By Senator Davidson:

"Amend lines 16 and 17, page 2, by striking out after 'facilities,' and down to 'may,' in line 17, and add the following in lieu thereof, 'and if the money of said county is on deposit in another county, that the commissioners court shall delegate to one of their number, commencing with the commissioner of Precinct No. 1, and then 2, 3 and 4, successively, who shall go to the place where monies of said county are on deposit and count in person the said money and make oath in writing to the facts as found by him with reference to said money, and the said statement.'"

Adopted.

"Amend line 20, page 2, by striking out 'of the bank.'"

Adopted.

The bill as amended was passed to a third reading.

On motion of Senator Goss, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put upon its third reading and final passage by the following vote:

Yeas—21.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Potter.
Gough.	Sebastian.
Greer.	Stafford.
Hanger.	Terrell.
James.	Turney.
Johnson.	Wayland.
Kerr.	

Absent.

Grinnan.	Ross.
Lewis.	Stone.
Linn.	Yantis.
Odell.	Yett.
Patterson.	

Absent—Excused.

McGee.

(Senator Gough in the chair.)

The bill was read a third time, and passed by the following vote:

Yeas—22.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Turney.
Kerr.	Wayland.

Nays—1.

Gough.

Absent.

Lewis.	Stone.
Linn.	Yantis.
Odell.	Yett.
Patterson.	

Absent—Excused.

McGee.

Senator Goss moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

Tabled.

On motion of Senator Morriss, the regular order of business was suspended to take up, on third reading,

House bill No. 300, A bill to be entitled "An Act to quiet titles to lands located and surveyed by virtue of land certificates granted under the Act of the Legislature of the State of Texas, enti-

tled 'An Act granting to persons who have been permanently disabled by reason of wounds received while in the service of this State or the Confederate States, a land certificate for twelve hundred and eighty acres of land,' approved April 9, 1881, and to validate such location and surveys."

The bill was read a third time.

By Senator Goss:

"Amend by adding after the word 'fraud,' the following, 'nor where same conflicts with other valid locations either prior or subsequent to said locations herein sought to be validated, nor where such location conflicts with any homestead donation or preemption which would have been valid but for the decision of the court in the case of Hogue vs. Baker.'"

By Senator Atlee:

"Add to the amendment the following, 'nor in any case where such locations have been made on lands granted by any valid Spanish or Mexican grant, or on any lands which at the time were appropriated and reserved from location by the Constitution.'"

Adopted.

The amendment as amended was adopted.

By Senator Goss:

"Amend by striking out on page 2 the words, 'provided, that said certificate now belongs to the original owner or his heirs.'"

Adopted.

The bill as amended was passed to a third reading.

On motion of Senator Morriss, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—22.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Patterson.
Gough.	Potter.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Terrell.
Johnson.	Turney.
Kerr.	Wayland.

Absent.

James.	Ross.
Lewis.	Stone.
Linn.	Yantis.
Odell.	Yett.

Absent—Excused.

McGee.

The bill was read a third time, and passed.

Senator Morriss moved to reconsider the vote by which the bill was passed, and to lay that motion on the table.

Tabled.

On motion of Senator Potter, the regular order of business was suspended to take up, on second reading,

House bill No. 452, A bill to be entitled "An Act to appropriate and set apart to the public free school fund of the State of Texas all the unappropriated public domain of the State of Texas, including the lands reserved and appropriated by the Act of July 14, 1879, and to provide for the sale, survey, lease and classification thereof, and the patenting of homestead preemption surveys made prior to May 23, 1898, and to repeal Articles 4200, 4201, 4202, 4203, 4204, 4205, 4206 and 4207, Chapter 11, Title LXXXVII, of the Revised Civil Statutes of the State of Texas, and to declare an emergency."

The bill was read a second time, with committee amendments.

The committee amendments were adopted.

By Senators Turney and Potter:

Substitute the bill as follows:

A bill to be entitled "An Act requiring the leasing of the unappropriated public lands of the State, and the rental thereof to become a part of the available school fund of the State."

Be it enacted by the Legislature of the State of Texas:

Section 1. That the Commissioner of the General Land Office be, and he is hereby, authorized and required to lease the unappropriated public lands belonging to the State, under the same regulations, terms, prices, conditions and restrictions as are now provided by law for the leasing of the public free school lands located in the same part of the State where such unappropriated public lands are situated.

Sec. 2. The moneys received as rental upon said unappropriated public lands, under this act, shall at once become a part of the available school fund of this State, and be disposed of accordingly.

Sec. 3. The near approach of the close of the present session of the Legislature, the crowded condition of the calendar and the importance of this legislation, creates an emergency and an imperative public necessity that the rule requiring bills to be read on three several days be suspended, and that this act take effect from and after its passage, and it is so enacted.

Adopted by the following vote:

Yeas—19.

Atlee.	Lloyd.
Burns.	Morriss.
Davidson.	Neal.
Dibrell.	Patterson.
Greer.	Potter.
Grinnan.	Ross.
Hanger.	Terrell.
James.	Turney.
Johnson.	Wayland.
Kerr.	

Nays—3.

Goss.	Stafford.
Gough.	

Present—Not voting.

Sebastian.

Absent.

Lewis.	Stone.
Linn.	Yantis.
Miller.	Yett.
Odell.	

Absent—Excused.

McGee.

Pending action,

CALLED UP FOR CONCURRENCE.

Senator Patterson called up

Senate bill No. 318, A bill to be entitled "An Act to empower companies and corporations chartered, or that may hereafter be chartered by the laws of this State, for the purpose of owning, constructing or operating sewer systems; to condemn private property for the purpose of laying pipes, mains, laterals, connections, vats, filtering pipes, and for use of private property as a base of ultimate disposition of sewage," which had passed the House with amendments, and moved that the Senate concur in said amendments.

Concurred by the following vote:

Yeas—24.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Patterson.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Turney.
Kerr.	Wayland.

Absent.

Lewis.	Stone.
Linn.	Yantis.
Odell.	Yett.

Absent—Excused.

McGee.

Resuming consideration of House bill No. 452, the bill as substituted was passed to a third reading.

On motion of Senator Turney, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—24.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Patterson.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Turney.
Kerr.	Wayland.

Absent.

Lewis.	Stone.
Linn.	Yantis.
Odell.	Yett.

Absent—Excused.

McGee.

The bill was read a third time, and passed by the following vote:

Yeas—24.

Atlee.	Lloyd.
Burns.	Miller.
Davidson.	Morriss.
Dibrell.	Neal.
Goss.	Patterson.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Terrell.
Johnson.	Turney.
Kerr.	Wayland.

Absent.

Lewis.	Stone.
Linn.	Yantis.
Odell.	Yett.

Absent—Excused.

McGee.

On motion of Senator Dibrell, the regular order of business was suspended to take up, on second reading,

Senate bill No. 344, A bill to be entitled "An Act to authorize the issuance of patents to lands, which under the ruling of the Land Office and the decisions of the courts belong to the public school fund of the State, and which may have been applied for and purchased as public domain under the provisions of Title LXXXVII, Chapter 11, of the Revised Civil Statutes of the State of Texas o

1895, prior to May 23, 1898; and to provide for the disposition of the proceeds, and to declare an emergency."

The bill was read a second time.

Pending further action,

HOUSE REQUESTED TO RETURN BILL.

On motion of Senator Dibrell, the House was requested to return

Senate bill No. 282, A bill to be entitled "An Act to appropriate \$100,000 to pay the officers and men of the Texas Volunteer Guard prior to the inmustering into the service of the United States in the late war with Spain; to pay those who were rejected; to pay for the necessary supplies, subsistence, transportation prior to their being mustered into service; to authorize the Governor to collect from the United States all monies expended under this act."

Senator Hanger moved that the Finance Committee be authorized to have the general appropriation bill (House bill No. 111) printed before reporting same.

So ordered.

COMMITTEE REPORTS.

By unanimous consent, the following committee reports were made:

Committee Room,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Constitutional Amendments, to whom was referred

House Joint Resolution No. 35, Amending Article 8, of the Constitution of the State of Texas, by adding thereto Section 20, providing for the organization of irrigation districts, and for the levying and collection of a tax for the construction of reservoirs, dams and canals,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

Floor report.

PATTERSON, Chairman.

MAJORITY REPORT.

Committee Room,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 6, To amend Section 8, Article 10, of the Con-

stitution of the State of Texas, relating to railroad corporations, and providing that all rights, privileges and franchises granted to the same may be altered, amended, revoked or repealed, whenever the Legislature shall deem it necessary for the public good,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

PATTERSON, Chairman.

MINORITY REPORT.

Committee Room,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: We, a minority of your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 6, To amend Section 8, Article 10, of the Constitution of the State of Texas, relating to railroad corporations, and providing that all rights, privileges and franchises granted to the same may be altered, amended, revoked or repealed, whenever the Legislature shall deem it necessary for the public good,

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it *do not pass*.

BURNS,
DIBRELL.

Committee Room,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Finance, to whom was referred

Senate bill No. 356, being a bill to be entitled "An Act to provide for the erection of monuments in the State cemetery of Texas to the memory of Sam Houston and Albert Sidney Johnston, patriots, and making an appropriation therefor,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

DIBRELL, Chairman.

Action recurring to pending business. Senator Davidson moved to adjourn until 3 p. m.

Senator Miller moved to adjourn until 10 a. m. Tuesday next.

Lost by the following vote:

Yeas—9.

Hanger.
Kerr.

Lloyd.
Miller.

Morriss.
Ross.
Sebastian.

Stafford.
Wayland.

Nays—13.

Atlee.
Burns.
Davidson.
Dibrell.
Goss.
Gough.
Greer.

Grinnan.
James.
Johnson.
Potter.
Terrell.
Turney.

Absent.

Lewis.
Linn.
Neal.
Odell.

Patterson.
Stone.
Yantis.
Yett.

Absent—Excused.

McGee.

The Senate then adjourned until 3 p. m.

AFTERNOON SESSION.

Senate met pursuant to adjournment.
Lieutenant-Governor Browning in the chair.

Roll called. No quorum, the following Senators answering to their names:

Atlee.
Burns.
Davidson.
Goss.
Gough.
Greer.
Hanger.
James.

Johnson.
Kerr.
Miller.
Potter.
Sebastian.
Terrell.
Turney.
Wayland.

Absent.

Dibrell.
Grinnan.
Lewis.
Linn.
Lloyd.
Morriss.
Neal.

Odell.
Patterson.
Ross.
Stafford.
Stone.
Yantis.
Yett.

Absent—Excused.

McGee.

No quorum.

Senator Gough moved a call to secure a quorum, which was ordered, the following Senators answering to their names:

Atlee.
Burns.
Davidson.
Dibrell.
Goss.
Gough.
Greer.
Grinnan.
Hanger.
James.
Johnson.

Kerr.
Miller.
Neal.
Patterson.
Potter.
Ross.
Sebastian.
Stafford.
Terrell.
Turney.
Wayland.

Absent.

Lewis.
Linn.
Lloyd.
Morriss.

Odell.
Stone.
Yantis.
Yett.

Absent—Excused.

McGee.

Quorum present.

PETITION.

By unanimous consent, the following was offered:

By Senator Miller:

Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, and Members of the Senate, Twenty-sixth Legislature.

The Grand Lodge Knights of Pythias of Texas, meets in Austin in 1900, and as we haven't a hall that will comfortably hold one thousand or more men who will attend this convention, and feeling that our noble order represents a large portion of the people of our grand State, we, a joint committee, representing the two lodges located in Austin, the capital of our grand State, hereby petition your honorable body to allow us the use of the Senate Chamber and committee rooms for the purpose of holding therein business sessions of the Grand Lodge. We will use all diligence and care to see that property is not injured in any respect, and we feel sure that if your honorable body deems it proper to grant us this privilege, that you will earn the lasting gratitude of the army of Pythians in Texas.

With great respect, we are,
Fraternally yours,

JNO. M. DURST,
GEO. CALHOUN,
W. L. WHITE,

Representing Mt. Bonnell Lodge No. 34,
Austin, Texas.

GEO. O. EVANS,
J. G. BOOTH,
CHAS. CRAMER,

Representing Lake City Lodge, No. 172,
Austin, Texas.

The petition was read, and Senator Miller moved that the request of the petitioners be granted.

Senator Gough moved to table the motion of Senator Miller.

Lost by the following vote:

Yeas—10.

Atlee.
Goss.
Gough.
Greer.
Grinnan.

James.
Kerr.
Patterson.
Potter.
Ross.

Nays—12.

Burns.	Neal.
Davidson.	Sebastian.
Dibrell.	Stafford.
Hanger.	Terrell.
Johnson.	Turney.
Miller.	Wayland.

Absent.

Lewis.	Odell.
Linn.	Stone.
Lloyd.	Yantis.
Morriss.	Yett.

Absent—Excused.

McGee.

Senator Miller's motion then failed by the following vote:

Yeas—9.

Davidson.	Sebastian.
Hanger.	Stafford.
Johnson.	Turney.
Miller.	Wayland.
Neal.	

Nays—13.

Atlee.	James.
Burns.	Kerr.
Dibrell.	Patterson.
Goss.	Potter.
Gough.	Ross.
Greer.	Terrell.
Grinnan.	

Absent.

Lewis.	Odell.
Linn.	Stone.
Lloyd.	Yantis.
Morriss.	Yett.

Absent—Excused.

McGee.

HOUSE MESSAGE.

The following message from the House was received:

Hall of the House of Representatives,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

I am directed by the House to inform the Senate that the House has granted the request of the Senate, and herewith returns Senate bill No. 282.

Also the House has passed House Concurrent Resolution No. 26, relating to the establishment of a university for the colored race.

Also House Concurrent Resolution No. 35, to empower the Superintendent of Public Buildings and Grounds to cancel and annul the contract now in force between the city of Austin and the Dam and Suburban Railway Company.

Also House Concurrent Resolution No. 60—Senate

44, providing that Congress be memorialized for enacting certain laws.

Also House Concurrent Resolution No. 56, granting Hon. Sam R. Scott thirty days leave of absence from the State.

Also House Concurrent Resolution No. 58, extending the approval and encouragement of the people of this State to the promoters of the centennial to be held at St. Louis.

Also House Concurrent Resolution No. 59, asking the Governor to return House bill No. 719.

Also House Joint Resolution No. 24, A joint resolution to amend Section 11, Article 16, of the Constitution of the State of Texas, fixing the legal and contract rate of interest.

Respectfully,

MARK LOGAN,

Acting Chief Clerk House of Representatives.

IN SENATE.

The above reported House Joint Resolution No. 24 was read first time, and referred to the Committee on Constitutional Amendments.

BILLS SIGNED.

The Chair gave notice of signing, and did sign, after their captions had been read,

Senate bill No. 5, "An Act to amend Chapter 4, Title VII, of the Code of Criminal Procedure of the State of Texas, by adding thereto Article 525b, providing for the issuance of process for witnesses residing in the county before the meeting of the district court to testify before the grand jury."

Senate bill No. 284, "An Act to amend Article 1880, Chapter 4, Title XXXIX, of Revised Civil Statutes of Texas, adopted by the Twenty-fourth Legislature of the State of Texas."

Senate Concurrent Resolution No. 20, setting forth the fact that the State of Texas has a valid claim against the United States government for the reimbursement of money expended by the State in protecting the frontier from Indian incursions prior to the war, and requesting the Governor to inquire into the facts and take such action as will place the money in the State treasury.

PENDING BUSINESS.

The Chair laid before the Senate, pending business,

Senate bill No. 344 (see caption in Journal of morning session), action being on engrossment.

By Senator Atlee:

"Add to Section 1, 'in all cases where

the purchase money has been paid or tendered by the purchaser.'"

Adopted.

The bill as amended was ordered engrossed.

On motion of Senator Atlee, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—22.

Atlee.	Kerr.
Burns.	Miller.
Davidson.	Neal.
Dibrell.	Patterson.
Goss.	Potter.
Gough.	Ross.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Terrell.
James.	Turney.
Johnson.	Wayland.

Absent.

Lewis.	Odell.
Linn.	Stone.
Lloyd.	Yantis.
Morriss.	Yett.

Absent—Excused.

McGee.

The bill was read a third time, and passed by the following vote:

Yeas—20.

Atlee.	Kerr.
Burns.	Miller.
Dibrell.	Neal.
Goss.	Patterson.
Gough.	Potter.
Greer.	Ross.
Grinnan.	Sebastian.
Hanger.	Stafford.
James.	Turney.
Johnson.	Wayland.

Nays—1.

Davidson.

Absent.

Lewis.	Stone.
Linn.	Terrell.
Lloyd.	Yantis.
Morriss.	Yett.
Odell.	

Absent—Excused.

McGee.

(Senator Miller in the chair.)

Senator Davidson called up

House Concurrent Resolution No. 59 (asking the Governor to return House bill No. 719), and moved its adoption.

Adopted.

Senator Goss called up

House Concurrent Resolution No. 53,

providing for the appointment of a board of visitors to attend the annual examinations as provided for by Article 3855, Revised Civil Code, State of Texas.

The resolution was read.

By Senator Goss:

"Amend by striking out 'five' where it occurs and inserting in lieu thereof 'eight,' and by striking out 'three' and inserting 'five,' and by striking out 'two' and inserting 'three.'"

By Senator Burns:

"Substitute for the amendment: 'Strike out the following, 'the expenses of said board to be paid as provided for by Article 3856, Revised Civil Code,' and insert in lieu thereof the following, 'the expenses of said board to be paid by the individual members thereof, and in no event to be a charge against the available university fund.'"

Senator Hanger moved to indefinitely postpone further consideration of the resolution and amendments.

The Chair ruled that a vote must be taken on the amendments before an indefinite postponement.

Senator Goss made the point of order that Senator Burns' substitute for his amendment was not germane.

Senator Gough urged the same point of objection.

Sustained.

Senator Goss' amendment was then lost.

Senator Burns then renewed his amendment (see above).

The amendment was adopted.

The motion to indefinitely postpone prevailed.

Senator Hanger moved to reconsider the vote by which the resolution was indefinitely postponed, and to lay that motion on the table.

Tabled.

On motion of Senator Davidson, the regular order of business was suspended to take up, on second reading,

Senate bill No. 348, A bill to be entitled "An Act to amend Articles 2509, 2510, 2514, 2516, 2517, 2518c, 2518h, 2518k, 2518l, 2518m, 2518n, of Chapter 4, Title XLVIII, of the Revised Civil Code of the State of Texas of 1895, and adding thereto Articles 2518q, 2518r, 2518s, 2518t, to said Chapter 4, Title XLVIII, of the Revised Civil Code of the State of Texas of 1895, relating to fish, oysters, etc., and repealing all laws in conflict herewith."

The bill was read a second time, and ordered engrossed.

On motion of Senator Davidson, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third read-

ing and final passage by the following vote:

Yeas—21.

Atlee.	Miller.
Burns.	Neal.
Davidson.	Patterson.
Dibrell.	Potter.
Goss.	Ross.
Gough.	Sebastian.
Greer.	Stafford.
Grinnan.	Terrell.
Hanger.	Turney.
James.	Wayland.
Kerr.	

Present—Not voting.

Johnson.

Absent.

Lewis.	Odell.
Linn.	Stone.
Lloyd.	Yantis.
Morriss.	Yett.

Absent—Excused.

McGee.

The bill was read a third time, and passed by the following vote:

Yeas—22.

Atlee.	Kerr.
Burns.	Miller.
Davidson.	Neal.
Dibrell.	Patterson.
Goss.	Potter.
Gough.	Ross.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Terrell.
James.	Turney.
Johnson.	Wayland.

Absent.

Lewis.	Odell.
Linn.	Stone.
Lloyd.	Yantis.
Morriss.	Yett.

Absent—Excused.

McGee.

Senator Davidson moved to reconsider the vote by which the bill passed, and to lay that motion on the table.

Tabled.

REGULAR ORDER.

The Chair laid before the Senate, on third reading,

Senate bill No. 198, A bill to be entitled "An Act to authorize the Railroad Commission of Texas to charge fees for all copies of papers in its office except such as may be furnished to some department of the State government, and to prescribe the amount of such fees."

The bill was read a third time, and passed.

Senator Dibrell moved to reconsider the vote by which the bill passed, and to lay that motion on the table.

Tabled.

Senator Johnson moved to adjourn until Monday, 10 a. m.

Lost.

(Lieutenant-Governor Browning in the chair.)

The Chair laid before the Senate, on third reading,

Senate bill No. 272, A bill to be entitled "An Act to regulate the purchase, sale and transfer of stocks of goods, wares and merchandise in bulk, and providing for the making of a written statement under oath of the vendor of any stock of goods, wares or merchandise in bulk, said statement under oath to contain the name and address of all of the creditors of said vendor, together with the amount of such indebtedness."

The bill was read a third time, and failed on final passage by the following vote:

Yeas—6.

Burns.	James.
Gough.	Miller.
Hanger.	Sebastian.

Nays—14.

Atlee.	Neal.
Davidson.	Patterson.
Dibrell.	Potter.
Goss.	Ross.
Greer.	Stafford.
Grinnan.	Terrell.
Kerr.	Turney.

Present—Not voting.

Wayland.

Absent.

Lewis.	Odell.
Linn.	Stone.
Lloyd.	Yantis.
Morriss.	Yett.

Absent—Excused.

McGee.

On motion of Senator Burns, the regular order of business was suspended to take up, on second reading,

House bill No. 624, A bill to be entitled "An Act to amend Chapter 54, of the Acts of the Twenty-fifth Legislature, the same being an act entitled 'An Act to amend Article 2601, Chapter 6, Title LI, of the Revised Civil Statutes of the State of Texas, relating to bonds of guardians and sureties thereon,' so as to authorize the giving of such bonds by companies organized in other States, and authorized to do business in this State, and to validate bonds of guardians heretofore given

in this State by companies organized under the laws of other States."

The bill was read a second time, and passed to a third reading.

On motion of Senator Burns, the constitutional rule requiring bills to be read on three several days was suspended, and the bill placed upon its third reading and final passage by the following vote:

Yeas—22.

Atlee.	Kerr.
Burns.	Miller.
Davidson.	Neal.
Dibrell.	Patterson.
Goss.	Potter.
Gough.	Ross.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Terrell.
James.	Turney.
Johnson.	Wayland.

Absent.

Lewis.	Odell.
Linn.	Stone.
Lloyd.	Yantis.
Morriss.	Yett.

Absent—Excused.

McGee.

The bill was read a third time, and passed by the following vote:

Yeas—22.

Atlee.	Kerr.
Burns.	Miller.
Davidson.	Neal.
Dibrell.	Patterson.
Goss.	Potter.
Gough.	Ross.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Terrell.
James.	Turney.
Johnson.	Wayland.

Absent.

Lewis.	Odell.
Linn.	Stone.
Lloyd.	Yantis.
Morriss.	Yett.

Absent—Excused.

McGee.

RECONSIDERED—SENATE BILL NO. 282.

Senator Dibrell moved to reconsider the vote by which the Senate refused to concur in House amendments to

Senate bill No. 282, A bill to be entitled "An Act to appropriate \$100,000 to pay the officers and men of the Texas Volunteer Guard prior to the inmustering into the service of the United States in the late war with Spain; to pay those

who were rejected; to pay for the necessary supplies, subsistence, transportation prior to their being mustered into service; to authorize the Governor to collect from the United States all monies expended under this act."

Reconsidered.

Senator Dibrell then withdrew his motion to *non-concur*, and moved that the Senate *do concur* in said amendments.

Concurred.

COMMITTEE REPORTS.

The following committee reports were made:

Committee Room,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 150, being a bill to be entitled "An Act to amend Article 549a, Title XIV, Chapter 1, of the Penal Code of the State of Texas, by adding Article 533 to the said title and chapter,"

And find the same correctly engrossed.

JAMES, Chairman.

Committee Room,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 344, being a bill to be entitled "An Act to authorize the issuance of patents to lands which, under the ruling of the Land Office and the decisions of the courts, belong to the public school fund of the State, and which may have been applied for and purchased as public domain under the provisions of Title LXXXVII, Chapter 11, of the Revised Civil Statutes of the State of Texas of 1895, prior to May 23, 1898; and to provide for the disposition of the proceeds, and to declare an emergency,"

And find the same correctly engrossed.

JAMES, Chairman.

Committee Room,
Austin, Texas, April 27, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 253, being a bill to be entitled "An Act to ascertain what, if any, unpaid balance of salary is due Will S. Gabriel as stenographer of the Su-

preme Court of the State of Texas, and making an appropriation therefor,"

And find the same correctly engrossed.
JAMES, Chairman.

Committee Room,
Austin, Texas, April 20, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 322, being a bill to be entitled "An Act to prescribe the time of holding the terms of the district courts in the Twenty-eighth Judicial District of the State of Texas, and to limit one term of the District Court of Nueces county to the transaction of civil business only, and to repeal all laws and parts of laws in conflict herewith,"

And find the same correctly engrossed.
JAMES, Chairman.

Committee Room,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 335, being a bill to be entitled "An Act to amend Article 1544, of Chapter 2, Title XXXII, Revised Civil Statutes of Texas, and repeal all laws in conflict therewith,"

And find the same correctly engrossed.
JAMES, Chairman.

Committee Room,
Austin, Texas, May 4, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 341, being a bill to be entitled "An Act making a supplementary appropriation for the per diem pay of members, officers and employes of the Regular Session of the Twenty-sixth Legislature of the State of Texas,"

And find the same correctly engrossed.
JAMES, Chairman.

Committee Room,
Austin, Texas, April 26, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 278, being a bill to be entitled "An Act for the better preservation of all of the personal property be-

longing to the State of Texas, or in which it has an interest; or of any of the departments, or of any of the institutions, asylums, schools, penitentiaries, farms or personal property of whatsoever description or wherever situated, belonging to this State, or in which it has an interest; and to provide for the making of lists and inventories of all said property, and the copying of the same, and the registration thereof; and to prescribe the duties of officers and persons having said property under their control, and to fix the liability of such officers and persons; and to provide a penalty for the failure to comply with this act, and to fix the venue for suits and prosecutions for a violation of any of its provisions,"

And find the same correctly engrossed.
JAMES, Chairman.

Committee Room,
Austin, Texas, May 12, 1899.

Hon. Jas. N. Browning, President of the Senate.

SIR: Your Committee on Towns and City Corporations, to whom was referred

Senate bill No. 357, being a bill to be entitled "An Act to amend Article 3433, of the Revised Statutes of the State of Texas, of 1895, relating to the organization of militia,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it *do pass*.

MILLER, Chairman.

Senator Patterson moved to adjourn until 10 a. m. Tuesday next.

Senator James moved to adjourn until 10 a. m. Monday.

The Senate adjourned until 10 a. m. Tuesday by the following vote:

Yeas—17.

Atlee.	Miller.
Burns.	Neal.
Davidson.	Patterson.
Dibrell.	Potter.
Greer.	Sebastian.
Grinnan.	Stafford.
Hanger.	Turney.
Johnson.	Wayland.
Kerr.	

Nays—5.

Goss.	Ross.
Gough.	Terrell.
James.	

Absent.

Lewis.	Odell.
Linn.	Stone.
Lloyd.	Yantis.
Morriss.	Yett.

Absent—Excused.

McGee.